

SENATE BILL 1011

By Tracy

AN ACT to amend Tennessee Code Annotated, Section 55-17-120, relative to motor vehicle dealer auctions.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 55-17-120, is amended by deleting in its entirety subsection (b) and by substituting instead the following:

(b) Notwithstanding any provision of this part to the contrary, whenever heavy construction equipment is being sold at auction, no license as a motor vehicle dealer shall be required for any person or participant who purchases or bids at such auction on any motor vehicle, having three (3), four (4), or five (5) axles which is designed to unload itself and which transports crushed stone, fill dirt and rock, soil, bulk sand, coal, phosphate muck, asphalt, concrete, and other building materials, or any motor vehicle that weighs more than eight thousand pounds (8,000 lbs.). In addition, no license as a motor vehicle dealer shall be required for any person or participant who purchases or bids at such auction on any motor vehicle, including cars, pick-up trucks, flat bed trucks having two (2) or more axles, service trucks, two-axle dump trucks, or any other vehicle used by the contractor for whose benefit the auction is held or by any other contractor offering such equipment or motor vehicles for sale from such contractor's fleet at such auction. The person conducting such auction shall be licensed as an auctioneer as required by title 62, chapter 19. Notice of such auction shall be given to the motor vehicle commission at least two (2) weeks prior to such auction.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.